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Docket No.: 60188-400

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 20277  
TAMAKI, TOKUHIKO, et al. : Confirmation Number: 1307  
Serial No.: 09/964,868 : Group Art Unit: 1765  
Filed: September 28, 2001 : Examiner: DUY VU NGUYEN DEO

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APR 06 2004

For: SEMICONDUCTOR INTEGRATED CIRCUIT DEVICE AND METHOD FOR  
FABRICATING THE SAME

**OFFICIAL****INFORMATION DISCLOSURE STATEMENT**

Mail Stop DD  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

**CERTIFICATION PARAGRAPH**

The undersigned certifies that, to the best of his knowledge, each item of information contained in this Information Disclosure Statement was first cited in a communication from a

09/964,868

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foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement as described in 37 CFR 1.97(e)(1).

Each non-English language reference was cited in a corresponding foreign application search report or office action and its relevance discussed therein. A copy of the foreign search report or office action, together with an English language version thereof, is attached for the Examiner's information.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT, WILL & EMERY

Michael E. Fogarty  
Registration No. 36,139

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Date: February 26, 2004

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SHEET 1 OF 1

<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b>  <b>(PTO-1449)</b>			ATTY. DOCKET NO. 60188-400	SERIAL NO. 09/964,868
			APPLICANT TAMAKI, TOKUHIKO, et al.	
			FILING DATE September 28, 2001	GROUP 1765
<b>U.S. PATENT DOCUMENTS</b>				
EXAMINER'S INITIALS	CITE NO.	Document Number Number-Kind Code(s) (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	US			
<b>FOREIGN PATENT DOCUMENTS</b>				
EXAMINER'S INITIALS	CITE NO.	Foreign Patent Document Country Code-Number & Kind Code(s) (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document Pages, Columns, Lines Where Relevant Figures Appear
	A	JP 03180041 with English abstract	08/06/1991	Seiko Epson Corp.
	A	JP 60124941 with English abstract	07/04/1985	Toshiba Corp.
<b>OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)</b>				
EXAMINER'S INITIALS	CITE NO.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.		
EXAMINER			DATE CONSIDERED	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.

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*Professional Corporations*  
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FROM:

Attorney: Michael E. Fogarty, Esq. Direct Phone: 202-756-8372  
 Attorney's E-Mail: mfogarty@mwe.com  
 Secretary: Mary C. McZorn Direct Phone: 202-756-8663  
 Client/Matter/Tkpr: 60188-400-5328 Date: April 6, 2004 Time Sent:  
 Number of pages including this page: 45

TO:

Name: Nadine Norton Facsimile No. 703-872-9306  
 Company: U.S. Patent and Trademark Office Contact No. 571-272-1465

RE: U.S. Patent Application No. 09/964,868  
 For: SEMICONDUCTOR INTEGRATED CIRCUIT DEVICE AND  
 METHOD FOR FABRICATING THE SAME  
 Inventors: Tokuhiko TAMAKI, et al.  
 Our Reference: 60188-400  
 ISSUE FEE DUE: JUNE 11, 2004

Dear Ms. Norton:

Enclosed is the PTO 1449 form, Information Disclosure Statement (with date-stamped postcard) that was filed February 26, 2004. The Notice of Allowance was issued March 11, 2004 but does not consider the IDS filed February 26, 2004 and it is not in the PAIR system. Please have the appropriate Examiner consider this IDS and issue a supplemental paper acknowledging the IDS and references. If you have any questions on the above, please don't hesitate to contact me.

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone and return the original message to us at the above address via the United States Postal Service. Thank you.

W389001061FAXHHR.001

Applicant: <u>TAMAKI, TOKUHIKO, et al.</u>	Docket No. <u>60188-400</u>
Title: <u>SEMICONDUCTOR INTEGRATED CIRCUIT DEVICE AND METHOD FOR FABRICATING THE SAME</u>	Serial/Reg./Patent No. <u>09/964,868</u>
Date Sent <u>2/26/2004</u>	<input type="checkbox"/> Hand Carried <input type="checkbox"/> Fax <input type="checkbox"/> Electronic <input type="checkbox"/> Cert. of Mailing <input type="checkbox"/> Express Mail No. _____
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<input type="checkbox"/> Small Entity <input type="checkbox"/> Large Entity <input type="checkbox"/> Declaration/Power of Attorney <input type="checkbox"/> Recordation of Assignment/Security Agreement <input checked="" type="checkbox"/> Information Disclosure Statement 1 <u>Form PTO 1449</u> 2 <u>copies of cited references</u> <input type="checkbox"/> Preliminary Amendment <input type="checkbox"/> Response to Missing Parts Notice <input type="checkbox"/> Resp. to Notice to Correct App. Papers <input type="checkbox"/> Certified Copy of Priority Doc. <input type="checkbox"/> Claim for Convention Priority <input type="checkbox"/> Response/Amendment to Office Action of _____ <input type="checkbox"/> Request for _____ month Extension of Time	
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CMS Descrip.: \_\_\_\_\_

THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.